

Order

CCG N002-300M-2/24/05 (

Apr 11 2008
2:28PM

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

People of the State of Illinois,

Plaintiff

v.

No. 05 CH 2474Abbott Laboratories, et al.

Defendants

ORDER

This matter coming on to be heard on Defendants' various motions to dismiss and for judgment on the pleadings and Plaintiff's Motion to Strike Affirmative Defenses, due notice having been given and counsel present to present argument - IT IS HEREBY ORDERED for the reasons stated in open court:

1. Defendants' Joint Motion to Dismiss Count III is granted.
2. Defendants' Joint Motion to Dismiss Count IV is granted with respect to claims based on 740 ILCS § 5/3(a)(1) and (a)(7) and denied with respect to claims based on § 3(a)(2).
3. Defendants' Joint Motion to Dismiss Count II is granted.
4. Defendants' Joint Motion is otherwise Denied.
5. The Oenue Defendants' Supplemental Motion to Dismiss is granted, with leave to replead within 60 days.
6. The individual motions of defendants Amgen, BAS, TAP are denied. The individual motion of defendant Pfizer is granted with leave to replead in 60 days.

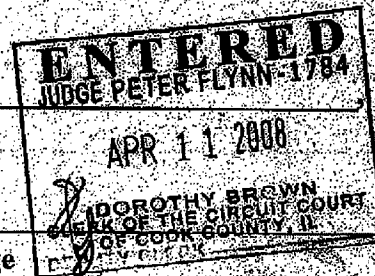
A status conference is set for July 22, 2008 at 10:30 a.m.

Atty. No.: 90443Name: Helen E. With Kirkland & Ellis, LLP ENTERED:

Defendants

Atty. for: Boehringer-Ingelheim Pharmaceuticals Inc.Ben Venue, Boehringer-Ingelheim Rome

Dated:

Address: 200 E. RandolphCity/State/Zip: Chicago, IL 60601Telephone: 312 861-2000

Judge

Judge's No.

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS